



LEROY D. BACA, SHERIFF

County of Los Angeles
Sheriff's Department Headquarters
4700 Ramona Boulevard
Monterey Park, California 91754-2169



November 14, 2006

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
Los Angeles, California 90012

Dear Supervisors:

**APPROVE SUBMISSION OF GRANT APPLICATION TO THE
GOVERNOR'S OFFICE OF EMERGENCY SERVICES (OES) AND
REQUEST THE MAYOR OF THE BOARD TO SIGN REQUIRED
CERTIFICATION FORMS
(ALL DISTRICTS) (3 VOTES)**

IT IS RECOMMENDED THAT YOUR BOARD:

1. Authorize the Sheriff of Los Angeles County, as an agent for the County, to submit a grant application to the Governor's Office of Emergency Services (OES) in the amount of \$1,654,800 for the California Multi-jurisdictional Methamphetamine Enforcement Team (Cal-MMET) Program.
2. Instruct the Mayor of the Board of Supervisors to provide a wet signature on the Certification of Assurance of Compliance form (Attachment I), and the Certification of Compliance - Methamphetamine Laboratory Operations form (Attachment II), for the Cal-MMET Program as required to complete the application to OES.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

OES announced that \$29.2 million will be allocated from the State General Fund for the Cal-MMET Program. All 58 county sheriff's departments within the State of California are eligible for this funding. OES has divided the State into five regions; Los Angeles County is included in the Southern Region, along with Orange, Riverside, San Bernardino, San Luis Obispo, Santa Barbara, and Ventura counties.

A Tradition of Service

Each region established a regional advisory board to determine the distribution of funds. The Southern Region Advisory Board, chaired by Sheriff Hedges of San Luis Obispo County, met and decided on allocations for the southern region. The Los Angeles County Sheriff's Department (Department) was allocated \$1,654,800.

The goal of the Cal-MMET Program is to "target methamphetamine manufacturers and traffickers who produce or sell significant quantities of methamphetamine, including precursor trafficking; to disrupt and dismantle their clandestine labs and organizations (manufacturing and distribution); to incarcerate those responsible, and to use State and/or Federal law to identify and seize assets related to the sale and distribution of methamphetamine through multi-jurisdictional methamphetamine enforcement teams."

The Cal-MMET Program will enable the Department to fund a multi-jurisdictional team of investigators that will be utilized to target and eradicate methamphetamine manufacturers and traffickers who produce or sell significant quantities of methamphetamine, including precursor trafficking, within the Los Angeles County area, with the ultimate goal of dismantling these organizations.

Implementation of Strategic Plan Goals

The Cal-MMET Program conforms to the Los Angeles County's Strategic Plan, Goal 1: Service Excellence, as it provides the Department with the ability to respond to public need, thereby providing public services that are beneficial and responsive, Goal 5: Well-Being of Children and Families, and Goal 6: Community Services, as it improves the quality of life for residents of Los Angeles County by targeting and dismantling methamphetamine manufacturing and distribution organizations.

FISCAL IMPACT/FINANCING

The Cal-MMET Program will provide \$1,654,800 in grant funding to the Department. Under this program, the County is not required to contribute any matching funds.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The grant period is from July 1, 2006, through June 30, 2007, although the solicitation was not received by the Department until September 11, 2006, with an application due date of September 27, 2006. As a result of the condensed timelines, OES allowed the Department to file a partial application by September 27, 2006, with the remainder due after the Board of Supervisors approves the submission and with the understanding that the application will not be moved forward to award stage without receipt of the Certificate of Assurance of Compliance. It is anticipated that the same level of funding will be appropriated for the 2007-08 budget year.

This Board letter has been reviewed and approved as to form by County Counsel.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

The award of \$1,654,800 in grant funding will have a positive impact on current services, especially within the Department's Narcotics Bureau. The funding will provide the Department with a team of investigators to identify and arrest methamphetamine manufacturers and traffickers in the County of Los Angeles and work toward achieving the ultimate goal of dismantling these organizations.

This program may create workload increases for the County Justice Departments, including the District Attorney, Public Defender, and the Alternate Public Defender, as suspects are investigated for and subsequently charged with their crimes. The District Attorney has stated that this grant will have a significant impact on their office, in that they do not have sufficient deputy district attorneys to prosecute cases filed as a result of this grant. The Public Defender and Alternate Public Defender have indicated that the Cal-MMET Program will have an impact on the workload of their offices. However, they are not able to determine the extent of the impact due to the uncertain amount of arrest /prosecutions that will result from investigations conducted by the Department's Narcotics Bureau. The Department will work with these agencies to resolve these issues prior to the grant award.

CONCLUSION

Upon Board approval, please return four (4) individually certified copies of the Board-adopted letter and the original signed Certification of Assurance of Compliance form, and the original signed Certification of Compliance - Methamphetamine Laboratory Operations form to the Department's Grants Unit. The Department's contacts for the requested Board action are Peter Zavala, Grants Manager, at (323) 526-5112 and Rowena Solórzano, Grants Coordinator, at (323) 526-5705.

Sincerely,

A handwritten signature in black ink, appearing to read "Leroy Baca", written in a cursive style.

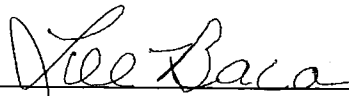
LEROY D. BACA
SHERIFF

All appropriate documentation must be maintained on file by the project and available for OES or public scrutiny upon request. Failure to comply with these requirements may result in suspension of payments under the grant or termination of the grant or both and the Recipient may be ineligible for award of any future grants if the OES determines that any of the following has occurred: (1) the Recipient has made false certification, or (2) violates the certification by failing to carry out the requirements as noted above.

CERTIFICATION

I, the official named below, am the same individual authorized to sign the Grant Award Agreement [Section 12 on Grant Award Face Sheet], and hereby swear that I am duly authorized legally to bind the contractor or grant recipient to the above described certification. I am fully aware that this certification, executed on the date and in the county below, is made under penalty of perjury under the laws of the State of California.

Authorized Official's Signature: _____

Authorized Official's Typed Name: LEROY D. BACAAuthorized Official's Title: SHERIFF

Date Executed: _____

10/18/06Federal ID Number: 95-6000927Executed in the City/County of: LOS ANGELES**AUTHORIZED BY:** *(Not Applicable to State Agencies)*

- City/County Financial Officer or
- City Manager or
- Governing Board Chair

Signature: _____

Typed Name: MICHAEL D. ANTONOVICHTitle: MAYOR, COUNTY BOARD OF SUPERVISORS

**Cal-MMET PROJECTS
CERTIFICATION OF COMPLIANCE
METHAMPHETAMINE LABORATORY OPERATIONS**

This special condition facilitates compliance with the provisions of the National Environmental Policy Act (NEPA) relating to clandestine methamphetamine laboratories, including the seizure and/or removal of clandestine methamphetamine laboratories [hereinafter, "meth lab operations"].

The United States Environmental Protection Agency (USEPA) has determined that, "law enforcement responsibilities terminate when the law enforcement official notifies the property owner of record, the state, and the local environmental or public health agencies in writing of a possible site contamination at a clandestine lab."

Law enforcement personnel may seize as evidence and remove any bottles, cans, jugs and other containers, as well as contaminated apparatus and chemical samples from a clandestine drug site, however, law enforcement agencies are not responsible for the cleanup/remediation of any rooms, buildings or surrounding environments, including septic systems, rivers, streams or contaminated soils.

I, Leroy D. Baca, Sheriff hereby certify that
(official authorized to sign grant award; same person as Section 12 on Grant Award Face Sheet)

RECIPIENT: County of Los Angeles

IMPLEMENTING AGENCY: Los Angeles County Sheriff's Department

PROJECT TITLE: Cal-MMET

(Check one of the following two boxes)

☐ Will accept the Cal-MMET funds for the period of July 1, 2006 to June 30, 2007, and comply with Federal, State, and local environmental, health, and safety laws and regulations applicable to the **seizure** of clandestine methamphetamine laboratories. Said compliance will include the following mitigation measures:

1. Recipient will provide medical screening of personnel assigned or to be assigned by the recipient to the seizure of clandestine methamphetamine laboratories;
2. Recipient will provide Occupational Safety and Health Administration (OSHA) required initial and refresher training for law enforcement officials and all other personnel assigned to the seizure of clandestine methamphetamine laboratories;
3. Recipient will equip personnel, as determined by their specific duties, with OSHA required protective wear and other required safety equipment;
4. Recipient will notify the Department of Toxic Substances Control (DTSC), and send written notification to the property owner of record, and the local Environmental Management and/or Public Health Department whenever a clandestine methamphetamine laboratory is seized; and
5. Recipient will enter into a written agreement with the local Social Services Department to notify the local Social Services Department whenever a minor is found at a clandestine methamphetamine laboratory site,

and, if determined to be necessary, require that qualified personnel be dispatched to the site and, if determined to be necessary:

- (i) Respond to the minor's health needs that relate to methamphetamine toxicity;
- (ii) Take the minor into protective custody unless the minor is criminally involved in the clandestine methamphetamine laboratory activities or is subject to arrest/detention for other criminal violations;
- (iii) Arrange for medical testing for methamphetamine toxicity; and
- (iv) Arrange for any follow-up medical tests, examinations, or health care made necessary as a result of methamphetamine toxicity.

OR

☒ Will accept the Cal-MMET funds for the period of July 1, 2006 to June 30, 2007, and comply with Federal, State, and local environmental, health, and safety laws and regulations applicable to the **seizure and/or removal** of clandestine methamphetamine laboratories. Said compliance will include the following mitigation measures:

1. Recipient will provide medical screening of personnel assigned or to be assigned by the recipient to the seizure and/or removal of clandestine methamphetamine laboratories;
2. Recipient will provide Occupational Safety and Health Administration (OSHA) required initial and refresher training for law enforcement officials and all other personnel assigned to the seizure and/or removal of clandestine methamphetamine laboratories;
3. Recipient will equip personnel, as determined by their specific duties, with OSHA required protective wear and other required safety equipment;
4. Recipient will send written notification to the property owner of record, and the local Environmental Management and/or Public Health Department whenever a clandestine methamphetamine laboratory is seized;
5. Recipient will enter into a written agreement with the local Social Services Department to notify the local Social Services Department whenever a minor is found at a clandestine methamphetamine laboratory site, and, if determined to be necessary, require that qualified personnel be dispatched to the site and, if determined to be necessary:
 - (v) Respond to the minor's health needs that relate to methamphetamine toxicity;
 - (vi) Take the minor into protective custody unless the minor is criminally involved in the clandestine methamphetamine laboratory activities or is subject to arrest/detention for other criminal violations;
 - (vii) Arrange for medical testing for methamphetamine toxicity; and
 - (viii) Arrange for any follow-up medical tests, examinations, or health care made necessary as a result of methamphetamine toxicity.
6. Recipient will assign properly trained personnel to prepare a Hazard Assessment and Recognition Plan (HARP) for the clandestine methamphetamine laboratory site;
7. Recipient or DTSC will utilize qualified disposal personnel to remove the chemicals, associated glassware, equipment, and contaminated materials and wastes from the clandestine methamphetamine laboratory site;

8. Recipient or DTSC will dispose of the chemicals, associated glassware, equipment, and contaminated materials and wastes at properly licensed disposal facilities or, when allowable, at properly licenses recycling facilities; and
9. Recipient or DTSC will monitor the records involving the transport, disposal and recycling components of subparagraphs numbered 7 and 8 immediately above in order to ensure proper compliance.

All appropriate documentation must be maintained on file by the project and available for OES or public scrutiny upon request. Failure to comply with these requirements may result in suspension of payments under the grant or termination of the grant or both and the Recipient may be ineligible for award of any future grants if the OES determines that any of the following has occurred: (1) the Recipient has made false certification, or (2) violates the certification by failing to carry out the requirements as noted above.

CERTIFICATION

I, the official named below, am the same individual authorized to sign the Grant Award Agreement [Section 12 on Grant Award Face Sheet], and hereby swear that I am duly authorized legally to bind the contractor or grant recipient to the above described certification. I am fully aware that this certification, executed on the date and in the county below, is made under penalty of perjury under the laws of the State of California.

Authorized Official's Signature: _____

Leroy D. Baca

Authorized Official's Typed Name: LEROY D. BACA

Authorized Official's Title: SHERIFF

Date Executed: _____

10/18/06

Federal ID Number: 95-6000927

Executed in the City/County of: LOS ANGELES

AUTHORIZED BY:

- City/County Financial Officer or
- City Manager or
- Governing Board Chair

Signature: _____

Typed Name: MICHAEL D. ANTONOVICH

Title: MAYOR, COUNTY BOARD OF SUPERVISORS